Serial No.: 10/764,016 Attorney Docket No. 01235-23625.CON



N THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT:

David Fikstad

SERIAL NO.:

10/764,016

FILING DATE:

01/23/2004

FOR:

PHARMACEUTICAL COMPOSITIONS WITH

SYNCHRONIZED

SOLUBILIZER RELEASE

ART UNIT:

1614

EXAMINER:

Leslie Royds

DOCKET NO.:

01235-23625.CON

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify under 37 CFR § 1.8 that this correspondence is being facsimile transmitted to the USPTO or being deposited with the United States Postal Service with sufficient postage as first class postage in an envelope addressed to: Mail Stop Amendment, Commissioner of Patents, Alexandria, VA 22313 on the date indicated below.

Nicole Solomon

June 19, 2007

Date of Deposit

THORPE NORTH & WESTERN, LLP 8180 South 700 East, Suite 200 Sandy, Utah 84070

AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.114 AND STATEMENT OF SUBSTANCE OF THE INVERVIEW UNDER 1.33(b)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the final office action mailed December 19, 2006, please enter this amendment, and reconsider this application in view of the remarks provided below. A petition for a three month extension of time and the appropriate fees are enclosed herewith.

INTERVIEW SUMMARY

Applicants conducted an in-person interview with Examiner Leslie A. Royds on April 26, 2007. During the interview the rejections of record and the associated references were discussed. Additionally, Applicants representatives provided a demonstration to Examiner Royds regarding the characteristics and properties of surfactants and surfactant combinations. The Applicants will provide in a supplemental submission an affidavit setting forth the nature and details of demonstration as well as its relevance to the Examiner's rejections of the pending claims. The Applicants would consider possible amendments and/or remarks and Examiner Royds agreed to reconsider the application in view of any newly presented amendments and/or remarks.